IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	PATENT APPLICATION
Inventor(s): Freeman)	
Application No.: 10/540,912)	Art Unit: 3735
Filed: March 27, 2006)	Examiner: Nasser, Robert
Title Method and apparatus for measuring analytes)	

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Mail Stop ____ Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.36.

\boxtimes	This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):		
		(1)	It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d) OR
		(2)	It is being filed within 3 months of entry of a national stage OR
	\boxtimes	(3)	It is being filed before the mail date of the first Office Action on the merits OR
		(4)	It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
	37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:		
		a certif	ication as specified in §1.97(e) is provided below; or
			\$180.00 as set forth in \$1.17(p) is authorized below, enclosed, or included with the at of other papers filed together with this statement.
37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of action under §1.113 or a notice of allowance under §1.311, but before payment of the issues.			
	A.	a certifi	ication as specified in §1.97(e) is completed below; and
	B.	a petition herewit	on under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted h; and
	C.		\$130.00 as set forth in \$1.17(i)(1) is authorized below, enclosed, or included with the at of other papers filed together with this statement.
		nd charg	on. The Commissioner is hereby authorized to charge the above-referenced fees of ge any additional fees or credit any overpayment associated with this communication to nt No. 50-4634 (Docket No. 123847-181455).
			Respectfully submitted, GOODWIN PROCYER LLP
Dated:]	Novemb	er 6, 2008 By: Paul Davis, Reg. No. 29,294
135 Cor Menlo I (650) 7:	in Procte mmonwe Park, CA 52-3100	ealth Dri A 94025	ive